

DATE: January 17, 2007

TO: Liquefied Petroleum Gas Marketers

FROM: Amanda Yorkey, Fire Prevention Inspector

SUBJECT: Inspection Process and Response to Violations

The Kansas State Fire Marshal's Office has hired 2 field inspectors dedicated to doing propane inspections in Kansas. Jennifer Flott is the propane inspector for all counties east of the McPherson/Marion county line and Scott Murray is the propane inspector for all counties west. They are currently in the field performing inspections at both licensed and unlicensed facilities, so if you see them in your area, please feel free to introduce yourselves and/or talk about any questions or concerns you may have.

This is the first year for inspections based off the Kansas Propane Safety and Licensing Act, therefore it will be a learning process for everyone. Please have patience in dealing with processes and procedures; as more and more inspections are being performed we may need to make changes to ensure the best possible outcome for everyone.

Inspection Procedures: Once an inspection of a facility has been conducted, the inspector will try and have the inspection violation notice signed and turned over to a representative at that facility. However, many facilities are unattended. At unattended facilities, the inspector will send the inspection violation notice to the KSFM office to be sent certified mail to the address indicated on the facilities Class 1 User License location.

Facility Response: A facility has 30 days to respond to any inspection violation. The Kansas State Fire Marshal's Office requires each violation to be addressed with the following: What specifically was done to correct the violation and the date the violation was corrected. If the violation cannot be addressed within the 30 days, the facility must still submit a response and include what will be done to correct the violation, justification as to why it cannot be completed immediately, and a specific date by which the violation will be completed no later than. Facility response can be mailed to the address below or faxed to 785-296-0151.

Fines: K.S.A. 31-139 provides this office with the power to file a criminal complaint with the Office of the Attorney General, the County/District Attorney, or to issue a Cease and Desist Order. K.S.A 31-150a authorizes the State Fire Marshal to request that an injunction be issued to restrain a continuing violation of Kansas Law. Also pursuant to K.S.A 31-159 a person may be fined up to \$1,000 per violation each day the violation continues.